

1 Kurt Rowland
 FEDERAL DEFENDERS OF EASTERN WASHINGTON AND IDAHO
 2 306 East Chestnut Avenue
 Yakima, Washington 98901
 3 (509) 248-8920
 Attorneys for Defendant
 JACOBO RAMIREZ-ARAIISA
 4

5 UNITED STATES DISTRICT COURT
 EASTERN DISTRICT OF WASHINGTON
 (HONORABLE LONNY R. SUKO)

6 UNITED STATES OF AMERICA,)
)
 7 Plaintiff,) CR-06-2074-LRS
)
 8 vs.) ORDER GRANTING MOTION TO
) DISMISS
 9 JACOBO RAMIREZ-ARAIISA,)
)
 10 Defendant.)
 _____)

11 Before the Court is the Defendant's Motion to Dismiss (Ct. Rec.
 12 22). As set forth in his motion, Defendant's 2005 deportation proceedings
 13 did not comport with due process. Given this flaw and the government's
 14 non-opposition to the motion, the present indictment must be dismissed.

15 Based upon the foregoing, **IT IS HEREBY ORDERED** that Defendant's
 16 Motion to Dismiss (Ct. Rec. 22) is **GRANTED**. The indictment in this
 case is dismissed with prejudice.

17 **IT IS SO ORDERED.** The District Court Executive is directed to
 18 enter this Order and provide copies to counsel and the United States
 19 Marshals Office.

20 **DATED** this 20th day of July, 2006.

21 s/Lonny R. Suko

22 _____
 LONNY R. SUKO
 UNITED STATES DISTRICT JUDGE